



Docket No. 213202.00302
Date: August 18, 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: ROBERT A.H. BRUNET, ET AL.

Application No.: 09/874,376

For: FLUID MIXING DEVICE

Filed: June 6, 2001

Group Art Unit: 1723

MAIL STOP AF

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated February 19, 2004 of the Primary Examiner finally rejecting Claims 1-4, 8, 11, 14, 16, 18-20, 22-26, 30, 32-37 and 41-47.

The items checked below are appropriate.

1. ☒ A Petition for a three month extension of time to respond to the final rejection, together with the \$ 475.00 extension fee under 37 C.F.R. § 1.17, is being filed concurrently herewith.
2. ☐ A Petition for an additional two-month extension of time to take further action, together with the \$ _____ extension fee under 37 C.F.R. § 1.17, was filed on _____.

Page 1 of 2

(July 8, 2004)

3. ☐ A Petition for a one-month extension of time to take further action, together with the \$ _____ extension fee under 37 C.F.R. § 1.17, was filed on _____.

4. ☐ Fee \$330.00

☒ Fee \$165.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

☐ Enclosed

☐ Not required (fee paid in prior appeal)

☒ Charge to Deposit Account No. 50-1710. (One additional copy of this Notice is enclosed herewith)

5. ☒ The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 50-1710. A duplicate copy of this paper is enclosed.

6. ☒ Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants

Richard P. Bauer

Registration No. 31,588

PATENT ADMINISTRATOR
KATTEN MUCHIN ZAVIS ROSENMAN
525 West Monroe Street
Suite 1600
Chicago, Illinois 60661-3693
Facsimile: (312) 902-1061

(July 8, 2004)